

REMARKS

Claims 1-3 and 8-11 remain pending in the present application. Claims 1 and 11 are independent. By this reply, no changes have been made to the claims.

Allowable Subject Matter

Claims 9 and 10 are objected to, but remain allowable.

Comments Responding to Advisory Action

The Advisory Action alleges that a comparison of the figures of the present application and the translation of the two Korean priority documents submitted on August 14, 2007 with the Reply indicates that the pending claims are not supported. Applicants respectfully disagree.

Applicants' representative contacted the Examiner to conduct a telephone interview to resolve this matter expeditiously. However, this interview was not granted. Instead, the Examiner asked Applicants to file a written response, which is being done by the present Supplemental Reply.

All claims including rejected claims 1-3 and 11 of the present application are fully and adequately supported by the two Korean priority documents (Korean Application No. 10-2003-0023839 filed April 15, 2003 and Korean Application No. 10-2003-0011831 filed February 25, 2003). For example, please see FIG. 7 and the corresponding specification description on pages 15 and 16 of the English translation of Korean Application No. 10-2003-0023839 filed April 15, 2003.

For instance, FIG. 7 of the Korean priority document fully supports and shows "a write-once optical recording medium having a plurality of temporary defect management areas" (e.g., TDMA1 and TDMA2 are shown), "recording disc definition structure information in one of the plurality of temporary defect management areas" (e.g., TDDS 3, 5, 8, 12 in the TDMA1 are shown), "wherein the plurality of temporary defect management areas include a first temporary defect management area for recording the disc definition structure information during a recording session" (e.g., TDDS 10 and 11 are recorded in the TDMA2 during 'update' time) and "a second temporary defect management area for recording the disc definition structure

information upon termination of the recording session” (e.g., TDDS12 in the TDMA1 during ‘disc eject’ time), as recited in independent claim 1. Independent claim 11 recite similar features.

Further, as an example only, the contents of FIG. 7 in Korean Application No. 10-2003-0023839 are the same or similar to FIG. 3A of the present application. Also the two Korean priority documents were expressively incorporated by reference at paragraph [0001] of the specification of the present application as originally filed.

As the Examiner will note, these certified English translations of the two Korean priority documents were already submitted on August 14, 2007 (evidenced by a copy of the stamped-postcard attached hereto). However, for the Examiner’s convenience, the same translations are attached hereto again.

In view of these comments, claims 1-3 and 11 are fully supported by the original application including the contents of the two Korean priority documents, and thus should be allowed.

35 U.S.C. § 103 Rejection

Claims 1-3 and 11 are rejected under 35 U.S.C. § 103(a) as being unpatentable over Ueda et al. (US PGPub Number 2003/0137910 A1) in view of Ko et al. (US PGPub Number 2004/0105363 A1). In view of the above comments, this rejection is moot and should be withdrawn.

CONCLUSION

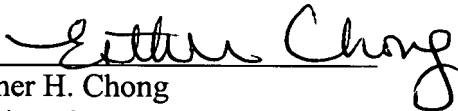
For the foregoing reasons the Examiner is respectfully requested to reconsider and withdraw all of the objections and rejections of record, and to provide an early issuance of a Notice of Allowance.

Should there be any outstanding matters that need to be resolved in the present application, the Examiner is respectfully requested to contact the undersigned at the telephone number of the undersigned below, to conduct an interview in an effort to expedite prosecution in connection with the present application.

If necessary, the Commissioner is hereby authorized in this, concurrent, and future replies to charge payment or credit any overpayment to Deposit Account No. 02-2448 for any additional fees required under 37.C.F.R. §§1.16 or 1.14; particularly, extension of time fees.

Dated: October 18, 2007

Respectfully submitted,

By 
Esther H. Chong
Registration No.: 40,953
BIRCH, STEWART, KOLASCH & BIRCH, LLP
8110 Gatehouse Road
Suite 100 East
P.O. Box 747
Falls Church, Virginia 22040-0747
(703) 205-8000
Attorney for Applicant

Enclosures:

- (1) Verified English Translation of Korean priority document (KR 10-2003-0023839)
- (2) Verified English Translation of Korean priority document (KR 10-2003-0011831)
- (3) Copy of Stamped-Postcard evidencing filing of English translation of two Korean priority documents.